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APR 16 2020

SUPERIOR COURT OF CALIFORNIA
COUNTY OF DEL NORTE

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF DEL NORTE**

ADMINISTRATIVE ORDER RE:) **INTERIM ORDER NO.: 2020-003**
IMPLEMENTATION OF EMERGENCY)
RELIEF AUTHORIZED PURSUANT TO) **INTERIM ORDER RE:**
GOVERNMENT CODE §68115 BY CHAIR) **MODIFICATIONS TO COURT**
OF JUDICIAL COUNCIL) **OPERATIONS PURSUANT TO**
) **STANDING ORDER 2020-001, 2020-002**
) **AND IN COMPLIANCE WITH ORDERS**
) **OF THE CHIEF JUSTICE AND**
) **JUDICIAL COUNCIL**

In consideration of the public health crisis currently affecting our state and county, the Del Norte County Superior Court will continue limiting access to its courthouses, effective April 18, 2020. Courtrooms will practice social distancing, with any persons in the gallery instructed by Court Security to sit at least six feet apart. Members of the public having business with the Court are strongly discouraged from bringing relatives or friends to the courthouse, other than those who are statutory support persons or person who are subpoenaed to be in court on that particular day. The Court currently plans to resume regular court operations on Monday May 11, 2020, although this date is subject to change due to rapidly unfolding conditions. All previous Standing Orders not in conflict shall remain in effect.

Pending Criminal Matters in all Departments:

1) Orders to Appear- and General Orders

- a) Effective immediately, any prior order to an out of custody defendant to personally appear for a pretrial proceeding in a misdemeanor case scheduled between April 18, 2020 to and including May 8, 2020 is rescinded and counsel can and should appear for clients in those proceedings.

2) All Other Pending Criminal Appearances and Hearings.

- a) All out of custody no-time waiver cases with an appearance between April 18, 2020 to and including May 8, 2020 shall go forward as scheduled by the Court; however, counsel are encouraged to agree to continue matters to a date beyond May 8, 2020, and should appear on behalf of their client pursuant to Penal Code section 977 or by Court Call.

- b) All other criminal matters with appearances set between April 18, 2020 to and including May 8, 2020 that are time-waived will be reset no sooner than May 8, 2020 or at a date that the parties agree upon on or after May 8, 2020.
- c) During the period between April 18, 2020 to and including May 8, 2020, the Court will not allow non-calendared walk-in add-on to calendars without application and prior approval from the Court.

Pending Civil and Probate Matters in all Departments:

- 1) Counsel in all civil and probate law and motion matters scheduled to appear between April 18, 2020 to and including May 8, 2020 shall attend via Court Call; no personal appearances will be permitted without prior approval from the Court. Parties may request a continuance if they prefer to appear in person; their matter will be reset for hearing on or after May 8, 2020.
- 2) **Unlawful Detainer/Foreclosure Injunctions.** All hearings currently scheduled will be reset to be heard telephonically in a department to be determined; parties are urged to appear via Court Call if possible. All previous orders shall remain in effect.
- 3) **Small Claims Trials.** All hearings currently scheduled to appear between April 18, 2020 to and including May 8, 2020 will be reset for trial on the Court's own motion, on or after May 8, 2020.
- 4) **Conservatorships, Guardianships and LPS.** All hearings will be placed on calendar as set by the Court; parties are urged to appear via Court Call if possible.
- 5) **Petitions for Civil Harassment Restraining orders.** Please refer to California Rules of Court, Emergency Rule 8.
- 6) **Law and Motion, Trials, Long cause and Short cause hearings.** All hearings currently scheduled to appear between April 18, 2020 to and including May 8, 2020 will be reset on the Court's own motion for case management/trial setting conference for the purpose of setting a new date on or after May 8, 2020. Please refer to California Rules of Court, Emergency Rules 9, 10, and the Chief Justice of California's Statewide Emergency Orders of March 23, 2020, and March 30, 2020.

Pending Family Law Matters in all Departments:

- 1) **Self-Help Center.** The Self-Help Offices shall continue to be closed to in-person assistance April 18, 2020 to and including May 8, 2020. Self-Help staff may assist members of the public via email or phone which will be posted at the Self-Help Center.
- 2) **Child Custody Mediation Appointments.** During the period between April 18, 2020 to and including May 8, 2020, the Court mandates all Child Custody Mediations appointments shall continue to be held telephonically.
- 3) **Department of Child Support Services.** All Child Support Hearings scheduled between April 18, 2020 to and including May 8, 2020 will be reset for hearing on or after May 8, 2020. If a matter is of an emergency nature, parties reserve the right to submit their ex parte motion for review by the Child Support Commissioner.
- 4) **Law and Motion, Trials, Long cause and Short cause hearings.**
 - a) All matters scheduled between April 18, 2020 to and including May 8, 2020 will be reset for hearing after May 8, 2020. If a matter is of an emergency nature, parties reserve the right to submit their ex parte motion for review by the judge.

1 7) **Petitions for Domestic Violence Restraining Orders.** Please refer to California Rules of
2 Court, Emergency Rule 8.

3 **Veterans Treatment Court/Adult Drug Court/Integrated Treatment Court.**

4 Review appearances in these courts are vacated between April 18, 2020 to and including May 8,
5 2020 and will resume at their usual days and times effective May 8, 2020. Violation appearances
6 in these courts will remain or be set on Fridays at 8:30 a.m. in Department One.

7 **Traffic Court in Department Three.**

- 8 1) All traffic matters scheduled for April 20, 2020 at 1:30P.M. are rescheduled to June 1, 2020
at 1:30p.m.
9 2) All traffic matters scheduled for April 23, 2020 at 1:30P.M. are rescheduled to June 4, 2020
at 1:30p.m.
10 3) All traffic matters scheduled for May 4, 2020 at 1:30P.M. are rescheduled to June 8, 2020 at
11 1:30p.m.
12 4) All traffic matters scheduled for May 6, 2020 at 3:30P.M. are rescheduled for June 10, 2020
at 3:30p.m.
13 5) All traffic matters scheduled for May 7, 2020 at 1:30P.M. are rescheduled for June 11, 2020
at 1:30p.m.

14 **Implementation of Standing Order 2020-003.**

15 **From April 18, 2020 to May 8, 2020, the court will continue to schedule only the following**
16 **critical matters as posted in the below Calendar.** The Court Clerk's front desk will be open
17 with a drop box to accept all filings from 8:00 a.m. to 1:00 p.m. on Mondays, Thursdays, and
18 Fridays. All other dates are declared judicial holidays.

19 **MONDAYS**

April 18, 2020 until May 8, 2020

20 **DEPARTMENT ONE:**

- 21 1. 8:30AM: No Time Waiver Criminal Matters, Arraignments, Emergency Orders.
22 2. 3:30PM: No Time Waiver Felony Sentencings.

23 **DEPARTMENT TWO:**

- 24 1. 9:00AM: No Time Waiver Criminal Matters, Arraignments, Emergency Orders, and
Preliminary Hearings.
25 2. 2:00PM: Critical Juvenile Dependency Matters and Detentions.

26 **DEPARTMENT THREE:**

- 27 1. 1:10PM: In custody criminal arraignments.

28 **THURSDAYS**

April 18, 2020 until May 8, 2020

DEPARTMENT ONE:

1. 8:30AM: No Time Waiver Criminal Matters, Arraignments, Emergency Orders.
2. 1:15PM: Pelican Bay State Prison No Time Waiver Criminal Matters and Sentencings.

3. 3:00PM: New Critical Juvenile Delinquency/Dependency Detentions.

DEPARTMENT TWO:

1. 9:00AM: No Time Waiver Preliminary Hearings, Arraignments, and Emergency Criminal Applications and Motions.

2. 2:00PM: No Time Waiver Criminal Sentencings.

DEPARTMENT THREE:

1. 1:10PM: In custody criminal arraignments.

FRIDAYS

April 18, 2020 until May 8, 2020

DEPARTMENT ONE:

1. 8:30AM: Adult Drug Court/Integrated Treatment Court Violations.

2. 10:00AM: All critical Civil Case issues, Telephonic Appearances, Emergency Civil Orders and Motions.

3. 11:00AM: All critical Probate issues: Telephonic Appearances, Emergency Orders and Motions.

4. 1:00PM: Critical Juvenile Dependency/Family Wellness Court Matters and Hearings.

DEPARTMENT TWO:

1. 9:00AM: Critical Family Law Matters, Motions, and Emergency Protective and Restraining Orders.

2. 10:00AM: All critical Probate issues: Telephonic Appearances, Emergency Orders and Motions

3. 10:30AM: Critical Emergency Restraining Orders.

4. 2:00PM: Critical Unlawful Detainer and Small Claim Actions.

DEPARTMENT THREE:

1. 1:10PM: In custody criminal arraignments.

DATED: APR 18 2020



DARREN MCELFRISH
Presiding Judge of the Superior Court
State of California

THE JUDICIAL COUNCIL OF THE STATE OF CALIFORNIA

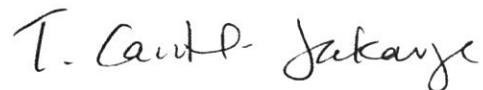
Because of the COVID-19 pandemic, leading to health and safety concerns resulting in substantial operational impediments, and the proclamations of states of emergency by federal, state, and local officials, it was determined that the conditions described in Government Code section 68115(a) were met with regard to the Superior Court of Del Norte County (Court) as of March 20, 2020. At the request of Presiding Judge Darren McElfresh, an order issued on that date authorizing the Court to implement certain relief authorized by Government Code section 68115(a). Upon the renewed request of Presiding Judge McElfresh, it is determined that the conditions described in section 68115(a) continue to exist (Gov. Code, § 68115(b)), and it is ordered that the Court is authorized to do the following:

- Hold sessions anywhere in the county, including in correctional and juvenile detention facilities from April 18, 2020, through May 8, 2020, inclusive (Gov. Code, § 68115(a)(1));
- Declare that from April 18, 2020, through May 8, 2020, inclusive, be deemed holidays for purposes of computing the time for filing papers with the Court under Code of Civil Procedure sections 12 and 12a, if the above-described emergency conditions substantially interfere with the public's ability to file papers in a Court facility on those dates (Gov. Code, § 68115(a)(4));
- Declare that from April 18, 2020, through May 8, 2020, inclusive, be deemed holidays for purposes of computing time under Welfare and Institutions Code sections 313, 315, 334, 631, 632, 637, and 657, if the above-described emergency conditions prevent the Court from conducting proceedings or accepting filings as necessary to satisfy these deadlines on those dates (Gov. Code, § 68115(a)(5));
- Extend the time period provided in section 313 of the Welfare and Institutions Code within which a minor taken into custody pending dependency proceedings must be released from custody to not more than seven (7) days. (Gov. Code, § 68115(a)(11).) This applies only to minors

for whom the statutory deadline otherwise would expire from April 18, 2020, through May 8, 2020, inclusive;

- Extend the time period provided in section 315 of the Welfare and Institutions Code within which a minor taken into custody pending dependency proceedings must be given a detention hearing to not more than seven (7) days. (Gov. Code, § 68115(a)(11).) This applies only to minors for whom the statutory deadline otherwise would expire from April 18, 2020, through May 8, 2020, inclusive;
- Extend the time periods provided in sections 632 and 637 of the Welfare and Institutions Code within which a minor taken into custody pending wardship proceedings and charged with a felony offense must be given a detention hearing or rehearing to not more than seven (7) days. (Gov. Code, § 68115(a)(11).) This applies only to minors for whom the statutory deadline otherwise would expire from April 18, 2020, through May 8, 2020, inclusive;
- Extend the time period provided in section 334 of the Welfare and Institutions Code within which a hearing on a juvenile dependency petition must be held by not more than fifteen (15) days. (Gov. Code, § 68115(a)(12).) This applies only to minors for whom the statutory deadline otherwise would expire from April 18, 2020, through May 8, 2020, inclusive;
- Extend the time period provided in section 657 of the Welfare and Institutions Code within which a hearing on a wardship petition for a minor charged with a felony offense must be held by not more than fifteen (15) days. (Gov. Code, § 68115(a)(12).) This applies only to minors for whom the statutory deadline otherwise would expire from April 18, 2020, through May 8, 2020, inclusive.

Date: April 16, 2020



Hon. Tani G. Cantil-Sakauye
Chief Justice of California and
Chair of the Judicial Council